

ADVANCE QUESTIONS TO MALAYSIA-Addendum

DENMARK

- What further steps does the Malaysian Government plan on taking in order to guarantee the rights and prevent discrimination of the indigenous peoples, i.e. to customary land, to proper educations and health services?
- What is the explanation of the Malaysian Government for having ratified only two of nine UN Conventions on Human Rights and is it the intention of the Malaysian Government to ratify further conventions in the near future? When will Malaysia ratify UNCAT, OPCAT and establish an independent and effective national preventive mechanism?
- Reports indicate that torture and ill treatment has taken place during arrest and interrogation. What steps are taken to investigate these reports, to bring the perpetrators to justice, and to prevent any further incidents?

GERMANY

- Both the ICCPR and the ICESCR have not yet been ratified by Malaysia. Does the government of Malaysia plan to ratify core human rights treaties, such as ICCPR and ICESCR, in the near future? Has the government of Malaysia finished reviewing its reservations on the Convention on the Elimination of all Forms of Discrimination against Women (CEDAW), in particular articles 5 (a) and 7 (b), and are there plans to withdraw all or some of these reservations?
- Germany has followed with great interest the establishment of the Human Rights Commission of Malaysia (SUHAKAM), which is a commendable development. However, doubts were expressed over whether SUHAKAM acts in agreement with the Paris Principles. Therefore, Germany would like to ask the Malaysian delegation to delineate the exact scope of the mandate of SUHAKAM. Moreover, which steps has the government of Malaysia taken, or is going to take, to ensure full conformity of its National Human Rights institution with the Paris Principles?

LITHUANIA

- Lithuania would like to ask about the plans to ratify international human rights instruments in the near future.

UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND

- Could you elaborate on the use of the Internal Security Act (ISA); on whether any steps are being taken to modify or repeal this law and others allowing for detention without trial such as the Emergency Ordinance and the Dangerous

Drugs Act; and on whether Malaysia plans to place greater emphasis in all cases on investigation and prosecution?

- Could you outline what protection is given to refugees and migrant workers in Malaysia. We would also be grateful to know whether any consideration is being given to signing the 1951 UN Convention on Refugees.
- We would be grateful to hear whether Malaysia is considering a moratorium on capital punishment with a view to abolition. And also if Malaysia is considering any reforms on the use of corporal punishment in detention.
- Could you please elaborate on how Malaysia guarantees freedom of religion for all citizens as stated in the Federal Constitution, including the right to leave a faith, the right to a place of worship for all faiths and the rights of non-Sunni Muslims to worship?
- Could you describe the nature of freedom of expression and assembly in Malaysia? Could you also tell us whether consideration is being given to grant all sectors of the media the freedom of expression guaranteed on the internet by the Multimedia Act?
- Could you advise if Malaysia is taking any steps towards signing up to other international human rights instruments, and what steps Malaysia is taking to implement recommendations made by both the Committee on the Rights of the Child and the Committee on the Elimination of Discrimination Against Women
- Could you advise if steps are being taken to ensure Suhakam, the national human rights body, complies fully with the Paris Principles status on National Human Rights Institutions.
